

IN THE CLAIMS

Applicant here presents all claims, claims 1 through 27, including the status of each claim in the application, and amendments thereto as indicated by the following:

1. (currently amended) A nasal dilator kit for use in nasal passages, comprising a plurality of at least four cylindrical tubes having a length to width ratio of no more than one, the plurality of tubes being in two substantially identical sets, each set including tubes varying substantially uniformly in major cross-sectional dimension from about approximately .375 inches o.d. to about approximately .75 inches o.d., each tube of the plurality of tubes including a differential in compressive stress to strain ratio angularly about the cylindrical tube with the maximum ratio and minimum ratio being at about 90° to one another.

2-7. (canceled)

8. (currently amended) The nasal dilator kit of claim [[7]] 1, each tube of the plurality of tubes including a tab extending substantially parallel to the axial direction of the cylindrical tube from one end thereof.

9. (currently amended) The nasal dilator kit of claim [[7]]1, each tube of the plurality of tubes being a right circular cylinder.

10. (currently amended) The nasal dilator kit of claim [[7]]1, each tube of the plurality of tubes including a diametrically extending septum.

11. (previously presented) The nasal dilator kit of claim 10, each septum including a tab extending substantially parallel to the axial direction of the cylindrical tube from one end thereof.

12-14. (canceled)

15. (previously presented) A nasal dilator comprising
a cylindrical tube having a length to width ratio of no more than one, the tube
including a differential in compressive stress to strain ratio angularly about the
cylindrical tube with the maximum ratio and minimum ratio being at about 90° to one
another.

16-17. (canceled)

18. (previously presented) The nasal dilator of claim 15, the tube including a
diametrically extending septum.

19. (previously presented) The nasal dilator of claim 18, the septum including a
tab extending substantially parallel to the axial direction of the cylindrical tube from one
end thereof.

20-24. (canceled)

25. (currently amended) Nasal dilation comprising
selecting one from a plurality of tubes of different diameters each having a length
to width ratio of no more than one and including a differential in compressive stress to
strain ratio angularly about the cylindrical tube with the maximum ratio and minimum
ratio being at about 90° to one another;

inserting the one tube into a nasal passage such that the tube does not extend in
the nasal passage to adjacent the upper lateral cartilage and does not extend
substantially from the end of the nasal passage;

rotating the tube to achieve a desired fit with the nasal passage.

26-27. (canceled)